IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 16460 of 2004

Between:

V.Narasimha Swamy, S/o Lingaiah,
Working as Lineman, Mulugu Division, Pasra Section, Northern Power Distribution Company of A.P.
Limited, Warangal

... PETITIONER

AND

1 The Superintending Engineer, Operations, NPDCL, Warangal
2 The Divisional Engineer, Electrical, C & O, NPDCL, Mulugu, Warangal District
3 The Asst.Divisional Engineer, C & O, NPDCL, Eturunagaram, Warangal District

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or direction more in the nature of Writ of Mandamus directing the respondents herein to consider the case of the petitioner for promotion to the post of Line Inspector by declaring the action of the respondents in not doing so on the ground of pendency of proceedings as illegal and consequently direct the respondents to consider and promote the petitioner as line inspector over and above his juniors and pass such other order or orders as this Hon'ble Court deems fit and proper under the circumstances of the case.

Counsel for the Petitioner: MR.K.ANANTHA RAO

Counsel for the Respondents: MR.S.RAVINDRANATH

The Court at the admission stage made the following:

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Oral Order:

The petitioner is working as a Lineman in the respondents—Corporation. He contends that he is fully qualified for the post of Line Inspector, but the respondents did not consider his case for promotion. The learned counsel for the respondents represented that the petitioner is undergoing punishment of stoppage of one increment with cumulative effect through the order dated 28-6-2004, therefore, he is not eligible to be considered for promotion.

The petitioner appeared to have made representations to the respondents to consider his case for promotion to the post of Line Inspector. Since the petitioner is contending that he is qualified to be considered for promotion, the respondents are directed to consider his case regarding his request for promotion to the post of Line Inspector after the period of punishment and pass appropriate orders according to the rules in force. The writ petition is accordingly disposed of.

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(Dr.G. Yethirajulu, J)

27th October 2004

svs

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Superintending Engineer, Operations, NPDCL, Warangal
2 The Divisional Engineer, Electrical, C & O, NPDCL, Mulugu, Warangal District
3 The Asst.Divisional Engineer, C & O, NPDCL, Eturunagaram, Warangal District

4 Mr.K.Anantha Rao, Advocate (OPUC)

5 Mr.S. Ravindranath, Standing Counsel for N.P.D.C.L. (OPUC)

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